IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 13TH DECEMBER 2007 / 22ND AGRAHAYANA 1929

Crl.Rev.Pet.No. 4465 of 2007()

CMP.8444/2007 of JUDL.MAGISTRATE OF FIRST CLASS, KOLENCHERRY
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REVN. PETITIONER:

ABY T.I.,
S/O. ITTIRRA,
THANNICKAL VEEDU,
KIZHAKKAMBALAM.

BY ADV. SRI.S.RAJEEV

RESPONDENTS:

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM (CRIME NO. 582/2007
OF KUNNATHUNADU POLICE STATION)

BY ADV. SRI. K.S. SIVAKUMAR, PUBLIC PROSECUTOR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 13/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR , J

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CRL.R.P. NO. 4465 of 2007

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Dated this the 13th day of December, 2007.

ORDER

In the light of the order dated 05.12.2007 passed by the Division Bench of this Court in Crl.R.P. No. 3953/2007, I am inclined to grant interim custody of the vehicle allegedly involved in the illicit transportation of the river sand. Accordingly, the Nissan Tipper Lorry bearing registration No. KL 40- 3140 is directed to be released on interim custody subject to final orders for confiscation if any, on the petitioner making a cash deposit of Rs.25,000/- (Rupees twenty five thousand only) before the District Collector, Ernakulam and also on his executing a bond for such amount as may be fixed by the District Collector and on undertaking that he will keep custody of the vehicle in the same condition in which it is released to him and shall not alienate the vehicle or dismantle the same or permit the same to be used for any illicit purpose and that he shall produce the vehicle as and when required by the District Collector or the Judicial First Class Magistrate, Kolencherry. The impugned order is set aside and the revision is allowed as above.

V. RAMKUMAR, JUDGE.

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